

GOVERNMENT OF ANDHRA PRADESH
A B S T R A C T

Social Welfare – Land Acquisition – Kurnool District – Nandikotkur (V) & (M)- Acquisition of land to an extent of Ac. 0.56 2/3 cents in Sy. No. 354/A3 - for providing house sites to the weaker section's people – Sanction of Rs 41,940/- - towards balance decretal charges, as ordered by the Hon'ble High Court in A.S.No. 1374/94 in O.P.No. 36/83 – Orders – Issued.

Social Welfare Department

G.O. Rt. No. 175

Dated: 19.02.2010.
Read the following:

1. From the Commissioner of Social Welfare, AP., Hyderabad
Lr.Rc.No. LA4/364/09, dt.20/3/09.
2. From the District Collector, Kurnool , Lr.Rc. No.175/88,
Dated: 20/12/2008.
3. From the CCLA, AP, Hyderabad, Lr. No. G4/491/2009,
Dated.26/06/2009/7/2009.

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ORDER:-

In the reference 3rd read above, the Chief Commissioner of Land Administration, AP, Hyderabad has stated that an extent of Ac. 1.70 gts in Sy. No. 354/A3 was acquired in Nandikotkur village and Mandal for providing of house sites to the weaker sections vide Award No. 6/80 dt. 28/3/1980. The LAO., Nandikotkur has fixed the market value @ Rs. 5,500/- per acre. On reference made U/s 18 of the L.A. Act, the II Addl. Subordinate Judge Court, Kurnool has enhanced the market value from Rs. 5,500/- to Rs. 50,000/- per acre in O.P.No. 36/83 dated 11/4/88. Aggrieved by the orders of the lower court an Appeal Suit No. 1374/94 has been filed before the Hon'ble High Court of AP., Hyderabad. The Hon'ble High Court has dismissed the appeal and confirmed the Lower Court orders with certain modification in respect of additional market value effective period. Further, the SLP No. 14689/2002 was filed in Supreme Court of India, New Delhi and it was also dismissed. The Collector, Kurnool District has requested to release an amount of Rs. 46,114/- towards decretal charges in respect of O.P.No. 36/83 to avoid further legal complications. The Collector, Kurnool District calculated deducting the amount paid by LAO as per Award. The CCLA's office has calculated on Different Market Value. Hence, there is difference in the calculations to the tune of Rs. 4,174/-. The Commissioner (Legal Affairs) to whom the matter was referred to, has opined that "In this case all available legal remedies have been exhausted. The amount involved is very meager expedite the payment".

2. The CCLA., AP., Hyderabad, after scrutiny of the proposal along with the calculation sheet furnished by the collector's office, has requested the Government for sanction of an amount of Rs. 41,940/- towards payment of balance decretal charges.

3. After careful examination, the Government hereby accord sanction to the Commissioner of Social Welfare, AP, Hyderabad for release of an amount of Rs. 41,940/- (Rupees Forty one thousand nine hundred and forty only) to the District Collector, Kurnool towards payment of balance decretal charges, as per orders of Hon'ble High Court dt.9/7/2001 in A.S.No. 1374/94, in O.P.No.36/1993 in respect of the land acquired to an extent of Ac. 0.56 2/3 cents in Sy. No. 354/A3 at Nandikotkur (V) & (M), of Kurnool District for providing of house sites to the weaker section's people.

(p.t.o.)

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4. The amount of expenditure sanctioned in para (4) above shall be met within the B.E. 2009-10 and debited to the following Head of Account:

“2225- Welfare of Scheduled Castes, Scheduled Tribes and other Backward Classes - 01- Welfare of Scheduled Castes – M.H.283 - Housing - G.H.11- Normal State Plan - SH(08) Acquisition of House sites to weaker sections in Indiramma Programme - 310/312 – other Grants-in-aid” .

5. The Commissioner of Social Welfare, A.P., Hyderabad, is directed to issue necessary proceedings to the District Collector, Kurnool to comply with the Court orders.

6. The District Collector, Kurnool shall verify the calculation sheet submitted by the Land Acquisition Officer once again, before issue of proceedings for releasing the amount. If any discrepancy/excess claim is found in the calculation sheet in future, the Land Acquisition Officer shall be held solely responsible.

7. This order does not require the concurrence of Finance (Expr.SW) Department, as per their instructions issued vide U.O.Note No.12869/196/A1/Esp.SW/2009, dated..22.05.2009 and U.O. No. 15926/256/A1/1/Expr.SW/09, dated.17.08.2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**V. NAGI REDDY
PRINCIPAL SECRETARY TO GOVERNMENT**

To

The Commissioner of Social Welfare, A.P., Hyderabad.

The Chief Commissioner of Land Administration, AP, Hyderabad.

The District Collector, Kurnool District..

Copy to:

The Director of Treasuries & Accounts, A.P. Hyderabad.

The Accountant General, A.P., Hyderabad

The Dist. Treasury Officer, Kurnool District.

Finance (Exp.SW/BG) Department.

SF/SC.

// FORWARDED :: BY ORDER //

SECTION OFFICER